Pursuant to Civil Local Rule 3-16, the undersigned certifies that the following listed persons, associations of persons, firms, partnerships, corporations (including parent corporations), or other entities (i) have a financial interest in the subject matter in controversy or in a party to the proceeding, or (ii) have a non-financial interest in that subject matter or in a party that could be substantially affected by the outcome of this proceeding: Alan R Gottlieb, MD, MPH, the managing member of GoClear LLC, a California limited liability company.

Dated: April 24, 2008

LATHAM & WATKINS LLP

By: James L. Day

Attorneys for Plaintiff GOCLEAR LLC